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July 23, 2008

Via Facsimile 914-390-4085

Hon. Charles L. Brieant United States Courthouse 300 Quarropas Street, Room 275 White Plains, NY 10601

Att: Alice Cama

Re: Briarwood Farms, Inc. v. Toll Bros. Inc.

07 Civ. 3657 (CLB)

Dear Ms. Cama:

Please disregard my letter of July 23. This will confirm that Toll Bros. Inc.'s time to file its sur reply in support of its cross motion has been adjourned to August 1, 2008, with consent of plaintiff's counsel.

Respectfully submitted,

William P. Harrington

WPH:meb

cc: Joseph J. Haspel, Esq

Via Facsimile 845-294-3843